

UNITED STATES BANKRUPTCY COURT
SOUTHERN DISTRICT OF NEW YORK

Returnable: June 8, 2010 at
~~9:15~~ a.m.
10:00

-----X
IN RE:

DONNA JERSEY,

**AMENDED APPLICATION
FOR COMPENSATION**

Debtor.
-----X

Case No. 09-37808

Assigned Judge:
Cecelia G. Morris

Jacobowitz and Gubits, LLP, attorneys for the Debtor, respectfully submits this amended application for compensation for attorney's fees and reimbursements of expenses and represents to the Court as follows:

1. The Debtor, Donna Jersey, filed for relief under Chapter 13 on October 13, 2009.
2. The Debtor resides at 201 Country Club Drive, Apt. #3, Maybrook, New York 12543.
3. The Debtor has proposed a plan in good faith and pays \$80.00 per month for thirty-six (36) months for a total of \$2,880.00 to the Chapter 13 Trustee.
4. Mid-Hudson Valley Federal Credit Union filed two (2) secured claims in the total amount of \$12,385.89 (\$3,220.45 and \$9,165.44). The security is the Debtor's 1989 Ford Mustang and 2004 Ford Mustang.
7. The Debtor has paid \$1,500.00 toward attorney's fees and \$274.00 toward expenses.
8. The Applicant has expended in excess of 14.45 hours and \$329.82 in expenses.
9. The Applicant's hourly rate is \$285.00.
10. The Applicant agreed to a fee of \$2,500.00.

11. The Applicant requests an award of attorney's fees and expenses under the Chapter 13 Plan less amounts previously received.

WHEREFORE, it is respectfully requested that the Court confirm the Chapter 13 Plan, authorize payment of \$2,500.00, to the Applicant for attorney's fees and \$329.82 for out of pocket expenses for a total of \$2,829.82 less the \$1,774.00 previously paid to cover attorneys fees and expenses for a total due of \$1,055.82.

Dated: Walden, New York
May 12, 2010

JACOBOWITZ AND GUBITS, LLP

BY: 

F. Bryan Paz (5748)
Attorneys for the Debtor
158 Orange Avenue - PO Box 367
Walden, New York 12586
(845) 778-2121

UNITED STATES BANKRUPTCY COURT
SOUTHERN DISTRICT OF NEW YORK

-----X
IN RE:

DONNA JERSEY,

CHAPTER 13

Case No. 09-37808

Debtor.
-----X

ORDER AWARDING COMPENSATION TO JACOBOWITZ AND GUBITS, LLP

This matter having come before the Court upon application of Jacobowitz and Gubits, LLP, attorneys for the Debtor, seeking an award of compensation for attorney's fees in the amount of \$_____, and reimbursements of expenses in the amount of \$_____, and the Court having reviewed the application and held a hearing on _____, 2010, it is hereby

ORDERED, that Jacobowitz and Gubits, LLP is awarded compensation of attorney's fees in the amount of \$_____ and reimbursement of expenses in the amount of \$_____ less the \$_____ previously paid to cover attorney's fees and expenses for a total due of \$_____.

Dated: Poughkeepsie, New York
April ____, 2010

Cecelia G. Morris, USBJ

EXHIBIT “A”

Matter Ledger Report

1/1/1970 to 5/12/2010

Client	9309	Jersey, Donna	Init Atty	MLC	Michael L. Carey
Matter	001	Chapter 13 Bankruptcy Proceeding	Bill Atty	MLC	Michael L. Carey
			Resp Atty	FBP	F. Bryan Paz

Unbilled Time

Code	Name	Date	Code	Hours	\$ Value	Task	Ref #	Text
MLC	Michael L. Carey	06/01/09	B	0.50	142.50		18U9906	Meeting with client;
MLC	Michael L. Carey	06/05/09	B	0.20	57.00		18V0004	Telephone call with client regarding option;
LR	Linda Rodriguez	06/11/09	B	1.20	156.00		18T7655	Telephone call with client requesting information; draft Chapter 13 petition; prepare means test;
MLC	Michael L. Carey	06/17/09	B	0.50	142.50		18U4066	Meeting with Donna to discuss matters
LR	Linda Rodriguez	07/20/09	B	0.30	39.00		18Y167E	Update petition; draft email to client requesting additional updated information;
LR	Linda Rodriguez	09/09/09	B	0.30	39.00		1958889	Review draft petition for information needed from client; draft email to client requesting same;
LR	Linda Rodriguez	09/14/09	B	0.25	32.50		1958904	Draft Form 4506-T; email same to client requesting information;
LR	Linda Rodriguez	10/09/09	B	0.25	32.50		1989182	Finalize petition;
MLC	Michael L. Carey	10/09/09	B	1.00	285.00		1994812	Meeting with client to go over petition;
LR	Linda Rodriguez	10/13/09	B	0.40	52.00		1989193	Electronically file Chapter 13 Petition and Plan;
LR	Linda Rodriguez	10/13/09	B	0.25	32.50		1989196	Draft letters to Jeff Sapir, Eric Small and client forwarding copy of filed petition and plan;
LR	Linda Rodriguez	10/30/09	B	0.20	26.00		19A801E	Follow-up in connection with Trustee's document request;
LR	Linda Rodriguez	11/02/09	B	0.20	26.00		19B932E	Draft letter to Jeff Sapir sending documents per his document request;
LR	Linda Rodriguez	11/05/09	B	0.20	26.00		19B935E	Forward 2005, 2006 and 2007 tax returns to Jeff Sapir;
MLC	Michael L. Carey	11/23/09	B	1.00	285.00		19E804E	Attend 341 meeting in Pough.
LR	Linda Rodriguez	12/18/09	B	0.15	19.50		19H404E	Draft email to Martin Mooney requesting reaffirmation agreements;
MLC	Michael L. Carey	12/28/09	B	0.20	57.00		19I6388	Prepare for confirmation;
MLC	Michael L. Carey	12/29/09	B	1.00	285.00		19I6365	Attend confirmation hearing;
MLC	Michael L. Carey	03/09/10	B	2.50	712.50		19U5414	Attend confirmation hearing in Poughkeepsie;
LR	Linda Rodriguez	03/10/10	B	0.30	39.00		19T2986	Draft application for compensation;
MLC	Michael L. Carey	03/10/10	B	0.40	114.00		19U557C	Meeting with Ms. Jersey RE: claim and taxes
LR	Linda Rodriguez	03/31/10	B	0.10	13.00		19V145E	Draft consent to change attorney;
LR	Linda Rodriguez	04/13/10	B	0.75	97.50		19Z5374	Finalize draft Application for Compensation and prepare confirmation worksheet;
LR	Linda Rodriguez	04/13/10	B	0.45	58.50		19Z5391	Prepare J&G's application for compensation;
LR	Linda Rodriguez	04/14/10	B	0.10	13.00		19Z5393	Draft letter to Martin Mooney regarding reaffirmation agreement;
LR	Linda Rodriguez	04/15/10	B	0.15	19.50		19Z5433	Electronically file Application for Compensation;
FBP	F. Bryan Paz	04/19/10	B	0.75	187.50		1A00372	meet with client at office regarding her bankruptcy petition; information needed;
LR	Linda Rodriguez	04/20/10	B	0.15	19.50		19Z5492	Draft letter to Jeff Sapir requesting adjournment of confirmation hearing;
LR	Linda Rodriguez	04/20/10	B	0.20	26.00		19Z5496	Receipt and review of Part 2 credit counseling certificate from client; draft Form 23 and email to client with instructions;
LR	Linda Rodriguez	04/21/10	B	0.35	45.50		19Z5575	Locate address for HSBC/Best Buy and resend application for compensation and draft affidavit of mailing;
LR	Linda Rodriguez	04/28/10	B	0.15	19.50		19Z5598	Draft letter to client advising of confirmation hearing adjourned to May 18, 2010;
				14.45	3,100.00			
Billable								
Non-Billable				0.00	0.00			
Suppressable				0.00	0.00			
Total				14.45	3,100.00			

Unbilled Expenses

Code	Name	Date	\$ Value	Ck #	Ck Date	Ref #	Text
S5N	Search Fee	03/31/10	0.08			19Y4772	
P4	Postage	04/13/10	10.92			19W5792	

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1/1/1970 to 5/12/2010

Client	9309	Jersey, Donna	Init Atty	MLC	Michael L. Carey
Matter	001	Chapter 13 Bankruptcy Proceeding	Bill Atty	MLC	Michael L. Carey
			Resp Atty	FBP	F. Bryan Paz

Unbilled Expenses

Code	Name	Date	\$ Value	Ck #	Ck Date	Ref #	Text
P1	Photocopy Expense	04/13/10	8.40			19Z5480	
P4	Postage	04/14/10	0.52			19W8051	
P4	Postage	04/16/10	0.52			19X1613	
F2	Fax Expenses	04/20/10	0.90			19X6233	
P4	Postage	04/21/10	0.52			19X7976	
P4	Postage	04/28/10	0.52			19Y8210	
P1	Photocopy Expense	04/28/10	0.20			19Z5639	
T2	Telephone Charges	04/30/10	0.90			1A01586	
	Advanced		0.00				
	Non-Cash		23.48				
	Total		23.48				

Receipts

Date	Acct	\$ Value	Ck #	Text
06/10/09	P	500.00	317	Jersey, William H.
09/14/09	P	1,274.00	1080	Jersey, Donna
11/12/09	P	-274.00		Bill Prepaid Transfer
11/12/09	A	274.00		Bill Prepaid Transfer
05/07/10	A	55.82	1425	Jersey, Donna
	Applied	329.82		
	Prepaid	1,500.00		
	Total	1,829.82		

Bills

					Balance Due		
Number	Date	Total	Fees	Expenses	Total	Fees	Expenses
200252	11/12/09	274.00		274.00			
203356	03/29/10	55.82		55.82			
	Total	329.82	0.00	329.82	0.00	0.00	0.00

Billed Expenses

Code	Name	Date	\$ Value	Ck #	Ck Date	Ref #	Text
T2	Telephone Charges	10/01/09	0.12			19A2292	
F1N	Filing Fee	10/13/09	274.00			1981521	
P1	Photocopy Expense	10/13/09	36.60			1987021	
P4	Postage	10/14/09	7.98			1983392	
T2	Telephone Charges	11/01/09	0.10			19B3463	
P1	Photocopy Expense	11/02/09	4.00			19B0126	
P1	Photocopy Expense	11/02/09	0.20			19B9379	
P1	Photocopy Expense	11/02/09	0.20			19C5013	
P4	Postage	11/03/09	1.47			19B1117	
P4	Postage	11/05/09	1.47			19B4344	
P1	Photocopy Expense	11/05/09	3.60			19B5181	
S5N	Search Fee	01/01/10	0.08			19L6575	

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1/1/1970 to 5/12/2010

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			Resp Atty	FBP	F. Bryan Paz

Billed Expenses						
Code	Name	Date	\$ Value	Ck #	Ck Date	Ref # Text
	Advanced		0.00			
	Non-Cash		329.82			
	Total		329.82			

Summary							
	Current	31-60	61-90	Over 90	Trust Bal	Prepaid Bal	WIP Carried Forward
Aged Wip:	509.90	13.08	865.50	1,735.00	0.00	1,500.00	3,100.00
Aged A/R:	0.00	0.00	0.00	0.00			23.48
							3,123.48

UNITED STATES BANKRUPTCY COURT
SOUTHERN DISTRICT OF NEW YORK

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IN RE:

DONNA JERSEY,

Debtor.
-----X

CHAPTER 13

CASE NO. 09-37808

STATE OF NEW YORK)
)ss.:
COUNTY OF ORANGE)

Eileen Krinke, being duly sworn, deposes and says:

1. I am not a party to the action, am over 18 years of age and reside at Rock Tavern ~~Bloomington~~, New York.

2. On May 12, 2010, I served a true copy of the annexed Amended Application for Compensation in the above-entitled action by mailing same in a sealed envelope, with postage prepaid thereon, in a post office or official depository of the U.S. Postal Service within the State of New York, addressed to the last known address of the addressee(s) as indicated below:

See Exhibit "B" Attached

Eileen Krinke
Eileen Krinke -

Sworn to before me this 12th
day of May, 2010.

Sarah LaGrande
Notary Public - State of New York

SARAH LAGRANDE
NOTARY PUBLIC - STATE OF NEW YORK
NO. 01LA6109240
QUALIFIED IN DUTCHES COUNTY
COMMISSION EXPIRES APRIL 26, 2012

EXHIBIT “B”

0937808

ALBANY MEDICAL CENTER
ATTN: PRESIDENT
PO BOX 32512
EAST HARTFORD, CT 06108

ALBANY MEDICAL CENTER HOSPITAL
ATTN: PRESIDENT
PO BOX 32512
EAST HARTFORD, CT 06108

ALBANY MEDICAL COLLEGE PHYSICI
ATTN: PRESIDENT
PO BOX 32511
HARTFORD, CT 06150-2511

CAPITAL ONE BANK (USA) NA
ATTN: PRESIDENT
PO BOX 71083
CHARLOTTE, NC 28272-1083

CHASE
ATTN: PRESIDENT
PO BOX 15153
WILMINGTON, DE 19886-5153

CHASE
ATTN: PRESIDENT
800 BROOKSEDGE BLVD
WESTERVILLE, OH 43081

GEMB/WAL-MART
ATTN: PRESIDENT
PO BOX 530927
ATLANTA, GA 30353-0927

HSBC BANK
ATTN: PREISIDENT
PO BOX 5253
CAROL STREAM, IL 60197

HSBC/BEST BUY
ATTN: PRESIDENT
PO BOX 17298
BALTIMORE MD 21297-1298

MID-HUDSON VALLEY FCU
ATTN: PRESIDENT
1066 MORTON BLVD
KINGSTON, NY 12401

MID-HUDSON VALLEY FCU - VISA
ATTN: PRESIDENT
PO BOX 41769
PHILADELPHIA, PA 19101-1769

MID-HUDSON VALLEY FEDERAL CU
ATTN: PRESIDENT
1066 MORTON BLVD
KINGSTON, NY 12401

MID-HUDSON VALLEY FEDERAL CU
ATTN: PRESIDENT
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111 MAIN STREET
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PO BOX 437
CLIFTON PARK, NY 12065-0437

OVERTON RUSSELL DOERR & DONOVA
ATTN: PARTNER
PO BOX 437
CLIFTON PARK, NY 12065-0737

WAL-MART
ATTN: PRESIDENT
PO BOX 530927
ATLANTA, GA 30353-0927

DEILY MOONEY & GLASTETTER LLP
ATTN: MARTIN A MOONEY ESQ
8 THURLOW TERRACE
ALBANY NY 12203

JEFFREY L. SAPIR ESQ
399 KNOLLWOOD ROAD
WHITE PLAINS, NEW YORK 10603

OFFICE OF THE UNITED STATES TRUSTEE
ATTN: ERIC SMALL, ESQ.
74 CHAPEL STREET - SUITE 200
ALBANY, NEW YORK 12207